

4/20/99 4: 13:01 PM

Page 1

*1999 DRAFTING REQUEST***Assembly Amendment (AA-AB201)**Received: **04/20/99**Received By: **nelsorpl**Wanted: **04/21/99**

Identical to LRB:

For: **Tony Staskunas (608) 266-0620**By/Representing: **Adrienne Ramirez**

This file may be shown to any legislator: NO

Drafter: **nelsorpl**

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Subject: **Courts - courts/judges**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Substitution of judges in criminal cases

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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FE Sent For:

<END>

Nelson, Robert

From: Ramirez, Adrienne
Sent: Tuesday, April 20, 1999 12:34 PM
To: Nelson, Robert
Subject: Another drafting request

Robert -

Thank you for your prompt assistance with the Substitute Amendment for Assembly Bill 201. Rep. Staskunas has another amendment he would like you to draft for AB 201. He would like **971.20 Substitution of judge deleted** with the exception of **sub (7) Substitution of judge following appeal**.

Please let me know if you have any questions. Thanks again for your assistance.

Adrienne Ramirez
Office of Rep. Staskunas
6-0620



**ASSEMBLY AMENDMENT,
TO 1999 ASSEMBLY BILL 201**

At the locations indicated, amend the bill as follows:

1 . Page 2, line 1: delete that line and substitute:

“SECTION 1g. 971.20 (1) to (6) of the statutes are repealed.

SECTION 1m. 971.20 (7) of the statutes is amended to read:

971.20 (7) SUBSTITUTION OF JUDGE FOLLOWING APPEAL. If The defendant has the right of substitution of a judge if an appellate court orders a new trial or sentencing proceeding+. The defendant has the right to only one substitution of a judge under this section. The right of substitution shall be exercised as nrovided in this section. If the case involves more than one defendant, the reauest for substitution shall be made jointlv by all defendants. If the annellate court has ordered severance of defendants, the defendant or defendants in each action may request a substitution under this section. A request under this section may shall be filed within 20 days

1 after the filing of the remittitur by the appellate court, ~~whether or not a request for~~
2 ~~substitution was made prior to the time the appeal was taken.~~ *NO
CAPS
SMALL*

History: 1981 c. 137; 1987 a 27; 1997 a. 250.

3 (END)